

GUILTY PLEA FELONY INDICTMENT MINUTES

Time Set: 12:00 p.m.
 Started: 12:27 pm
 Ended: 12:57 pm

Date: 09/08/2016
 Presiding Judge: Douglas E. Miller, USMJ
 Courtroom Deputy: Gisti Dodge
 Reporter: Judy Stewart, OCRE
 U.S. Attorney: Beth Yusi
 Defense Counsel: Leslie Fisher
 () Retained () Court appointed (x) AFPD
 Interpreter:
 U.S. Probation Officer: Ryan Hurd

Case Number: 2:16cr36
 USA v Gerald Andrew Darby

() in custody () on bond

- (X) Defendant requested to withdraw plea of not guilty to Count(s) One and enter a plea of guilty to said Count(s).
 (X) Consent to Proceed before a U.S. Magistrate Judge pursuant to Rule 11, executed and filed in open court.
 (X) Defendant sworn.
 (X) Court fully advised defendant of rights, charges, and maximum penalties. Defendant acknowledged he/she understood.
 (X) Plea agreement reviewed, executed, and filed in open court. () No plea agreement.
 (X) Court inquired as to voluntariness of plea.
 (X) Court inquired as to threats or promises.
 (X) Court advised defendant that by pleading guilty the right to a trial by jury is waived.
 () Court accepts plea of guilty as to Count(s) One
 (X) Plea of guilty entered.
 (X) Defendant satisfied with services of counsel.
 (X) Court inquired re: plea negotiations
 (X) Remaining count(s) to be dismissed at Sentencing.
 (X) Statement of Facts executed and filed in open court.
 (X) Continued for pre-sentence report.
 (X) Court explained to defendant that by pleading guilty right to appeal is waived pursuant to plea agreement.
 Sentencing set: 12/15/16 @ 10AM before U.S. District Judge RGJ
 (X) Norfolk () Newport News
 (X) Unsigned Sentencing Procedure Order provided to defendant.
 (X) Sentencing Procedure Order entered and filed in open court.
 () Order Accepting Plea of Guilty entered and filed in open court.
 () Court () finds () withholds finding defendant guilty as charged in Count (s) _____
 () Defendant continued on bond. () See Additional conditions of release.
 () Bond set _____ () See conditions of Release
 (X) Defendant remanded to custody of U.S. Marshal.
 () Transportation Order entered and filed in open court.
 (X) Court to prepare an R.R
 () _____